

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW JERSEY**

EDWIN H. STIER, ESQ., *As Wind Down  
Trustee for MLS BERKOWITZ  
INVESTMENTS, LLC,*

Plaintiff,

v.

DIEGO POSSEBON, *et al.*,

Defendants.

Case No. 3:24-cv-04647-RK-RLS

**STIPULATION AND ORDER  
EXTENDING THE TIME FOR  
DEFENDANT BETTER SILVER S.P.A.  
TO ANSWER OR RESPOND TO  
COMPLAINT**

IT IS HEREBY STIPULATED AND AGREED, by and between Calcagni & Kanefsky, LLP, counsel for plaintiff, Edwin H. Stier, Esq., as Wind Down Trustee for MLS Berkowitz Investments, LLC (“*Plaintiff*”), and Cole Schotz P.C., local counsel for defendant, Better Silver S.p.A. (“*Better Silver*”), that the time within which Better Silver may file an answer or otherwise respond to Plaintiff’s Complaint [Dkt. Nos. 1 & 7] shall be extended until April 15, 2025. The parties acknowledge that this is Better Silver’s first extension of time to respond to the Complaint, and Plaintiff’s position is that Better Silver was properly served on January 22, 2025 [Dkt. No. 358]; and it is further

STIPULATED AND AGREED that by entering this stipulation, Plaintiff consents to this extension of time and Better Silver does not waive any defenses by statute or common law, including, without limitation, objections to jurisdiction, all of which are expressly reserved, and by seeking this extension of time Better Silver does not consent (explicitly or implicitly) to the jurisdiction of this Court; and it is further

STIPULATED AND AGREED that this stipulation may be executed in one or more counterparts, each of which will be deemed an original, but all of which will be deemed one

instrument, and that facsimile or electronically transmitted signatures shall be deemed to be originals.

**CALCAGNI & KANEFSKY, LLP**  
*Attorneys for Plaintiff*

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Dated: March 17, 2025

**COLE SCHOTZ P.C.**  
*Attorneys for Defendant Better Silver S.p.A.*

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Dated: March 17, 2025

**SO ORDERED:**

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**HON. RUKHSANAH L. SINGH**

Dated: \_\_\_\_\_, 2025